



1/18/07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT TRANSMITTAL FORM

Applicants: Virvo

Docket No.: BAD017USU

Serial No.: 10/749,070

Filed: December 30, 2003

For: **Presentation Display**

Box Petitions  
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Transmitted herewith is:

1. **Petition to Revive Abandoned Application for Patent**
2. **Declaration of James G. Coplit**
3. **Copy of Amendment filed November 22, 2006**
4. **Copy of Firm's Check No. 17163, cashed by U.S. Patent & Trademark Office**
5. **Copy of Return Receipt Postcard Bearing PTO Date Stamp**
6. **Postcard**
7. **Duplicate copy of this letter**

Please charge any additional fees or credit any such fees, if necessary to Deposit Account No. 07-2162 in the name of Grimes & Battersby. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: January 18, 2007

James G. Coplit -  
Reg. No. 40,571  
Grimes & Battersby, LLP  
488 Main Avenue, Third Floor  
Norwalk, Connecticut 06851  
(203) 849-8300

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VA 22202-3513, ON January 18, 2007.

James G. Coplit  
NAME OF REGISTERED  
REPRESENTATIVE

SIGNATURE

1/18/2007  
DATE



*PATENT*

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: **Alexander Virvo**  
Application No.: **10/749,070**  
Filed: **December 30, 2003**  
For: **Presentation Display**  
Examiner: **P. Royal**  
Art Unit: **3611**  
Docket No.: **BAD017USS**

Grimes & Battersby, LLP  
488 Main Avenue, Third Floor  
Norwalk, Connecticut 06851  
(203) 849-8300

January 18, 2007

Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

**PETITION FOR REVIVAL OF ABANDONED  
APPLICATION FOR PATENT**

Dear Sir:

Applicant hereby petitions the Commissioner for revival of the above-identified application for patent.

The last substantive communication received from the Patent and Trademark Office for this application was an Office Action mailed May 23, 2006. A response to the Office Action was filed on November 22, 2006. On December 1, 2006 a Notice of Abandonment was received citing applicant's failure to timely file a proper reply to the Office letter mailed on May 23, 2006.

As soon as applicant became aware of the abandonment of this application, immediate steps were taken to determine the reason therefore, and to have the application revived by way of the instant petition. Applicant believes that the abandonment of the instant application was made in error by the U.S. Patent and Trademark Office, as the Amendment was received by the Office, as demonstrated by the fact that counsel for applicant received a stamped copy of the return receipt postcard and the check included with the Amendment was cashed by the Office (copy attached). Applicant's petition is accompanied by a verified Declaration in support of this Petition. .

Inasmuch as this application was abandoned in error by the Office, and further in light of the fact that applicant has taken steps to immediately revive this application once the Notice of Abandonment was received, applicant respectfully petitions the Commissioner to revive the present application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. G. Coplit', is written over a horizontal line.

James G. Coplit

Reg. No. 40,571

Attorney for Applicant



**PATENT**

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: **Gordon, et al.**

Application No.: **09/917,317**

Filed: **July 28, 2001**

For: **Center Column Support Packaging Device for Disc-Shaped Items and Related Materials and Method for Packaging Such Disks and Material**

Examiner: **Jimmy G. Foster**

Art Unit: **3728**

Docket No.: **ZOM002USQ7**

Grimes & Battersby, LLP  
488 Main Avenue, Third Floor  
Norwalk, Connecticut 06851  
(203) 849-8300

Hon. Commissioner of Patents  
and Trademarks  
Washington, DC 20231

**DECLARATION OF JAMES G. COPLIT**

Dear Sir:

I, James G. Coplit, declare as follows:

1. I am a registered patent attorney, Registration No. 40,571.
2. I am a partner in the law firm of Grimes & Battersby, LLP, with offices at 488 Main Avenue, Third Floor, Norwalk, Connecticut 06851.
3. I am responsible for the prosecution of the above-identified United States Patent Application.

4. On December 1, 2006 I received a Notice of Abandonment dated November 29, 2006 relative to this application, said Notice indicating that the application had been abandoned for failure to respond to the Office Action mailed 23 May 2006.

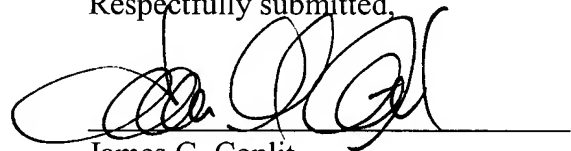
5. A response to said Office Action was indeed prepared and mailed on November 22, 2006, along with a request for extension of time to respond with a check as payment for same. A copy of the Amendment mailed November 22, 2006 is attached hereto.

6. The Amendment was indeed received by the U.S. Patent and Trademark Office, as evidenced by the date-stamped return receipt postcard and cashed check, also attached hereto..

7. I further declare that all statements made herein of my own belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

January 18, 2007

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'James G. Coplit', written over a horizontal line.

James G. Coplit

Reg. No. 40,571

Attorney for Applicant

Applicant: **Alexander Virvo**

Docket No.: **BAD017USU**

Serial No: **10/749,070**

Filed: **December 30, 2003**

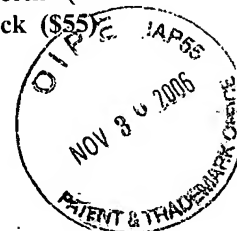
For: **Presentation Display**

Receipt is hereby acknowledged by the USPTO of:

**Response to Office Action with Three-Month Extension  
Request; Firm's Check (\$510); Transmittal Form (in  
duplicate); Amendment Transmittal; Firm's Check (\$55)  
and Postcard.**

Date Mailed: **November 22, 2006**

Cert. of Mailing



GRIMES & BATTERSBY, LLP ATTORNEYS AT LAW 458 MAIN AVENUE - THIRD FLOOR NORWALK, CT 06851-1000		EXPLANATION	AMOUNT
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STAMFORD, CONNECTICUT 06901

*James J. Battersby*

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE U.S. IPEA FOR THE PATENT COOPERATION TREATY  
PATENT TRANSMITTAL FORM

Applicant: Alexander Virvo

Docket No.: BAD017USU

App. No.: 10/749,070

Filing Date: December 30, 2003

For: Presentation Display

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Transmitted herewith is:

1. Amendment
2. Amendment Transmittal with Three-Month Extension Request
3. Firm's Check (\$510.00)
4. Postcard
5. Duplicate copy of this letter

Please charge any additional fees or credit any such fees, if necessary to Deposit Account No. 07-2162 in the name of Grimes & Battersby. A duplicate copy of this sheet is attached.

Respectfully submitted,

James G. Coplit

Date: November 22, 2006

Reg. No. 40,571  
Grimes & Battersby, LLP  
488 Main Avenue, Third Floor  
Norwalk, Connecticut 06851  
(203) 849-8300

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON November 22, 2006.

James G. Coplit

NAME OF REGISTERED  
REPRESENTATIVE

  
SIGNATURE

11/22/2006  
DATE



Applicant: Alexander Virvo  
 Serial No: 10/749,070  
 For: Presentation Display

Docket No.: BAD017USU  
 Filed: December 30, 2003

Receipt is hereby acknowledged by the USPTO of:

Response to Office Action with Three-Month Extension Request; Firm's Check (\$510); Transmittal Form (in duplicate); Amendment Transmittal; Firm's Check (\$55) and Postcard.

Date Mailed: November 22, 2006  
 Cert. of Mailing

GRIMES & BATTERSBY, LLP  
 ATTORNEYS AT LAW  
 488 MAIN AVENUE - THIRD FLOOR  
 NORWALK, CT 06851-1008

EXPLANATION	AMOUNT

17163

51-1020-211

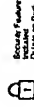
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11/22/06	Comm. for Patents	0004,5006, BAD017USU	17163

CHECK  
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\$ 510.00



Small text: Please Refer to Back of Card



*Handwritten signature: J. J. Javato*

AP



**PATENT**

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: **Alexander Virvo**  
Application No.: **10/749,070**  
Filed: **December 30, 2003**  
For: **Presentation Display**  
Examiner: **P. Royal**  
Art Unit: **3611**  
Docket No.: **BAD017USU**

Grimes & Battersby, LLP  
488 Main Avenue, Third Floor  
Norwalk, Connecticut 06851  
(203) 849-8300

November 22, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Dear Sir:

Responsive to the Office Action mailed May 23, 2006, please amend the above identified application as follows:

**IN THE CLAIMS**

Rewrite the claims as indicated in the attached complete listing of claims.

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## REMARKS

The Office Action mailed May 23, 2006 has been carefully considered. Claims 1 and 5 have been amended, claims 4 and 12 have been cancelled and new claim 17 has been added. The application now contains Claims 1-17. While a new claim was added, the total number of claims is still less than 21 and the total number of independent claims is less than 4, so no fee is due for the claims.

Applicant hereby petitions for a three-month extension of time under 37 CFR 1.136. The fee for such petition is enclosed.

In the Office Action, the Examiner rejected claims 1, 3, 8, 10, 11 and 13 under 35 U.S.C. §102(b) as being anticipated by Singer (U.S. Patent No. 1,486,695) and rejected claims 2 and 9 under 35 U.S.C. §103(a) as being unpatentable over Singer. Claims 4-7, 12 and 14-16 were objected to as being dependent upon a rejected base claim, but the Examiner indicated they would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. With respect to claim 16, inasmuch as such claim is an independent claim, applicant assumes the Examiner meant that such claim was allowable.

Applicant has amended the claims so as to specifically claim the subject matter deemed allowable by the Examiner if rewritten. Specifically, claim 1 has been amended to include the limitation of claim 4, and claim 4 has therefore been cancelled. New claim 17 is actually a new independent claim including the previously presented claim 1 and the previously presented claim 12.

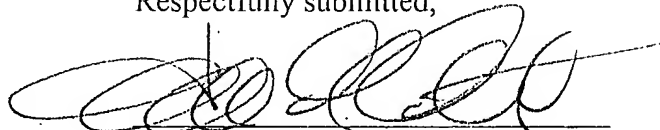
Given the Examiner's comments relative to claims 4-7, 12, 14-16 and applicant's amendment to claim 1, applicant submits that amended claim 1 patentably distinguishes over the

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references cited by the Examiner taken alone or in combination. Applicant further submits that dependent claims 2-3, 5-11 and 13-15 distinguish over the references of record for the same reason as claim 1 (amended), and are therefore also in condition for immediate allowance. Claim 16 is presumed to have been allowed by the Examiner. New claim 17 is an independent claim that includes the limitations of previously presented claims 1 and 12, and applicant submits that such claim is now in condition for immediate allowance for the same reasons as claim 1 (amended).

In light of the amendments and remarks, applicant respectfully submits that this application is now in condition for allowance, and an early Notice of Allowance is hereby respectfully requested.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'James G. Coplit', is written over a horizontal line.

James G. Coplit  
Reg. No. 40,571  
Attorney for Applicant

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**COMPLETE LISTING OF CLAIMS:**

1. (CURRENTLY AMENDED) A presentation display comprising:

a center panel;

a left tray; and

a right tray, wherein the left tray is attached to the center panel with a first flexible hinge and the right tray is attached to the center panel with a second flexible hinge, and wherein said center panel, said left tray and said right tray are formed from a single piece of material, and further wherein said left tray and said right tray are defined by a substantially flat floor panel and four walls, including a top wall, bottom wall and two side walls, said walls and panel defining a cavity having an opening providing access thereto, and further wherein either the left tray or the right tray includes means for attaching a three-dimensional shelf.

2. (PREVIOUSLY PRESENTED) The presentation display of claim 1 wherein said single piece of material is corrugated cardboard.

3. (ORIGINAL) The presentation display of claim 1 wherein the center panel comprises a header.

4. (CANCELLED)

5. (CURRENTLY AMENDED) The presentation display of claim 1 4 wherein the means for attaching comprises an 'H' cut in the material of the tray and wherein said shelf includes a tab for receiving and retaining said 'H' cut.

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6. (ORIGINAL) The presentation display of claim 1 wherein either the left tray or the right tray includes a locking tab and a locking slot.

7. (ORIGINAL) The presentation display of claim 1 wherein disposed within either the left tray or the right tray is a support structure selected from the group consisting of shelves, trays and pockets.

8. (ORIGINAL) The presentation display of claim 1 wherein the dimensions of the left tray and the right tray are approximately equal, and further wherein the combined width of the left tray and right tray is about equal to or less than the width of the center panel.

9. (ORIGINAL) The presentation display of claim 8 wherein the height of the center panel is in the range of 10 inches to 72 inches; the width of the center panel is in the range of 12 inches to 48 inches; the height of the left and right tray is in the range of 8 to 60 inches; the width of the left and right tray is in the range of 6 inches to 24 inches and the depth of the left tray and the right tray is in the range of 1 inch to 6 inches.

10. (PREVIOUSLY PRESENTED) The presentation display of claim 1 wherein either the left tray or the right tray is assembled using an adhesive.

11. (ORIGINAL) The presentation display of claim 1 wherein the presentation display includes a plurality of tabs and corresponding slots which may be folded so as to assemble the display without the use of glue, tape, adhesive or fasteners.

12. (CANCELLED)

13. (ORIGINAL) The presentation display of claim 1 wherein the left tray and the right tray are provided initially in an unassembled state having a substantially flat profile for shipping.

14. (PREVIOUSLY PRESENTED) The presentation display of claim 1 wherein the sum of the longest dimension plus twice the shortest dimension of the display in the unassembled state is less than 84 inches.

15. (PREVIOUSLY PRESENTED) The presentation display of claim 14 wherein the height of the presentation display is in the range of 28 to 30 inches and the width of the presentation display is in the range of 20 to 22 inches.

16. (PREVIOUSLY PRESENTED) A stacked presentation display which comprises at least two presentation display comprising a center panel; a left tray; and a right tray, wherein the left tray is attached to the center panel with a first flexible hinge and the right tray is attached to the center panel with a second flexible hinge, and wherein said center panel, said left tray and said right tray are formed from a single piece of material, and further wherein said left tray and said right tray are defined by a substantially flat floor panel and four walls, including a top wall,

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bottom wall and two side walls, said walls and panel defining a cavity having an opening providing access thereto, wherein adjacent presentation displays are attached by means of a stacking tab.

17. (NEW) A presentation display comprising:

a center panel;

a left tray; and

a right tray, wherein the left tray is attached to the center panel with a first flexible hinge and the right tray is attached to the center panel with a second flexible hinge, and wherein said center panel, said left tray and said right tray are formed from a single piece of material, and further wherein said left tray and said right tray are defined by a substantially flat floor panel and four walls, including a top wall, bottom wall and two side walls, said walls and panel defining a cavity having an opening providing access thereto, and

a closure tab, said closure tab serving to retain the presentation display in a closed position.

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